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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 10276/2025 & CM APPL. 42683/2025, CM APPL. 42684/2025

MADHUMITA PAUL CHOUDHARY & ANR.Petitioners

Through: Mr. M.S. Bammi, Advocate with Ms.
Pinki, Advocate
Mob: 9891911118

versus

THE COMMISSIONER MCD OF DELHI & ORS.

.....Respondents

Through: Mr. Bharat Malhotra, Advocate
Mob: 8447151507
Email: bharatmal2@gmail.com

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

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21.07.2025

CM APPL. 42683/2025 (for Exemption)

1. Exemption allowed, subject to just exceptions.
2. Application is disposed of.

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3. The present writ petition has been filed with the prayer for directions to respondent nos. 1 to 3 to consider the regularization application of the petitioners *qua* the property bearing no. A-21, Mandakini Enclave, Alaknanda, New Delhi-110019, without the No Objection Certificates (“NOCs”) of owners of other flats in the vertical stack, as required by the Municipal Corporation of Delhi (“MCD”).
4. Issue notice. Notice is accepted by learned counsel appearing for the respondents.
5. Learned counsel appearing for respondents submits that the hearing is fixed for 31st July, 2025 on the proposed demolition action by MCD and as



regards the regularization application dated 26th May, 2025, the same is pending before the MCD.

6. Accordingly, let reply be filed by the respondents within a period of two weeks. Rejoinder thereto, if any, be filed within a period of two weeks, thereafter.

7. At this stage, learned counsel appearing for the petitioners submits that the persons from whom the petitioners are required to take the NOCs, are the ones who are the complainants. He, thus, submits that it would be difficult for the petitioners to obtain NOCs from such persons.

8. He further submits that there is a property dispute as regards the ownership in one of the flats. He, thus, submits that the petitioner shall face difficulty in obtaining the requisite NOCs from the respective persons.

9. If that be the case, it is directed that as and when it is intimated by the MCD to the petitioners for obtaining the NOCs from other flat owners, the petitioners shall duly apply for NOC from the respective flat owners through MCD.

10. Needless to state, the petitioner shall comply with all the directions issued by the MCD with regard to the regularization application of the petitioners, including, demolition of non-compoundable portion, if any.

11. Since the petitioners have already filed an application for regularization, and the same is stated to be pending, it is directed that no coercive steps shall be taken against the petitioners till the next date of hearing.

12. Re-notify on 10th September, 2025.

MINI PUSHKARNA, J

JULY 21, 2025

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